

AMENDED IN SENATE MAY 31, 2005

AMENDED IN SENATE MAY 4, 2005

AMENDED IN SENATE APRIL 11, 2005

SENATE BILL

No. 1077

Introduced by Senator Simitian
(Principal coauthor: Senator Alquist)
(Principal coauthor: Assembly Member Wolk)
(Coauthor: Assembly Member Daucher)

February 22, 2005

An act to add Section 42238.47 to the Education Code, relating to education finance, ~~and making an appropriation therefor.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 1077, as amended, Simitian. Education finance: revenue limit equalization.

Existing law requires a revenue limit to be calculated for each school district and each county superintendent of schools and requires the amount of the revenue limit to be adjusted for various factors.

This bill would, for the 2005-06 fiscal year, require the Superintendent of Public Instruction to compute an equalization adjustment for each school district so that ~~no district's~~ *the* prior year base revenue limit per unit of average daily attendance ~~is of a school district is not~~ less than the prior year base revenue limit per unit of average daily attendance above which fall not more than 10% of the total statewide units of average daily attendance for the appropriate size and type of *school* district.

~~The bill would appropriate \$110,000,000 from the General Fund for the 2005-06 fiscal year for equalization purposes to the Superintendent of Public Instruction.~~

The bill would make these provisions operative only if an appropriation of funds for these purposes is made in the annual Budget Act.

Vote: majority. Appropriation: ~~yes~~-no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 42238.47 is added to the Education
2 Code, to read:

3 42238.47. (a) This section shall be known and may be cited
4 as, the Fairness in Education Funding Act.

5 (b) (1) For the 2005-06 fiscal year, the Superintendent shall
6 compute an equalization adjustment for each school district, so
7 that the 2004-05 base revenue limit per unit of average daily
8 attendance of a *school* district is not less than the 2004-05 base
9 revenue limit per unit of average daily attendance above which
10 fall not more than 10 percent of the total statewide units of
11 average daily attendance for each category of school district set
12 forth in subdivision (c).

13 (2) For purposes of this section, the school district base
14 revenue limit and the statewide average base revenue limit shall
15 include any amounts attributable to beginning teacher salary
16 provisions pursuant to Section 45023.4, the longer school year
17 and longer schoolday provisions pursuant to Sections 46200 and
18 46201, respectively, Meals for Needy Pupils programs pursuant
19 to Section 42241.2, and reimbursements for school district
20 unemployment insurance pursuant to Section 2557.5.

21 (c) Subdivision (b) shall apply to the following school
22 districts, which shall be grouped according to size and type as
23 follows:

District	ADA
24 Elementary.....	less than 101
25 Elementary	more than 100
26 High School.....	less than 301
27 High School.....	more than 300
28 Unified.....	less than 1,501
29 Unified.....	more than 1,500
30	
31	
32	

(d) The Superintendent shall compute a revenue limit equalization adjustment for ~~each school district's~~ *the* base revenue limit per unit of average daily attendance as follows:

(1) Multiply the amount computed for each school district pursuant to subdivision (b) by the average daily attendance used to calculate the revenue limit for the 2005-06 fiscal year of a *school* district.

(2) Divide the amount appropriated for purposes of this section for the 2005-06 fiscal year by the statewide sum of the amount computed pursuant to paragraph (1).

(3) Multiply the amount computed for the school district pursuant to paragraph (1) of subdivision (b) by the amount computed pursuant to paragraph (2).

(e) (1) For the purposes of this section, the 2004-05 statewide 90th percentile base revenue limit determined pursuant to paragraph (1) of subdivision (b), and the fraction computed pursuant to paragraph (2) of subdivision (d) for the 2004-05 second principal apportionment, shall be final, and shall not be recalculated at subsequent apportionments. The fraction computed pursuant to paragraph (2) of subdivision (d) shall not, under any circumstances, exceed 1.00. For purposes of determining the size of a school district pursuant to subdivision (c), county superintendents of schools, in conjunction with the Superintendent, shall use school district revenue limit average daily attendance for the 2004-05 fiscal year as determined pursuant to Section 42238.5 and Article 4 (commencing with Section 42280).

(2) For the purposes of calculating the size of a school district pursuant to subdivision (c), the Superintendent shall include units of average daily attendance of any charter school for which the school district is the chartering agency.

(3) For the purposes of computing the target amounts pursuant to subdivision (b), the Superintendent shall count all charter school average daily attendance toward the average daily attendance of the school district that is the chartering agency.

(f) This section is operative only upon the appropriation of funds for its purpose in the annual Budget Act.

~~SEC. 2. The sum of one hundred ten million dollars (\$110,000,000) is hereby appropriated for the 2005-06 fiscal year to the Superintendent of Public Instruction for the purposes of~~

- 1 ~~Section 42238.47 of the Education Code, to be allocated to~~
- 2 ~~school districts on a pro rata basis.~~

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